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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 LAZAVIER MARSH BEY,

9 Plaintiff,

10 v.

11 KENT MUNICIPAL COURT CORP.,

12 Defendant.
13

No. C18-0003RSL

ORDER TO SHOW CAUSE

14 This matter comes before the Court *sua sponte*. On January 2, 2018, plaintiff filed a
15 “Notice of Removal: Notice of No Response” asserting that the Kent Municipal Court does not
16 have jurisdiction to compel his participation in a criminal matter and has violated his First and
17 Fourteenth Amendment rights by urging him to retain a lawyer and deeming him a citizen. Dkt.
18 # 4.¹ The Court, having reviewed the record as a whole under the standards articulated in 28
19 U.S.C. § 1915(e)(2) and having construed the allegations of the complaint liberally (see
20 Bernhardt v. Los Angeles County, 339 F.3d 920, 925 (9th Cir. 2003)), finds that plaintiff’s
21 complaint is deficient. Pursuant to Fed. R. Civ. P. 8(a)(2), plaintiff must allege sufficient facts to
22 raise a plausible inference that he is entitled to relief. Although a complaint need not provide
23 detailed factual allegations, it must give rise to something more than mere speculation that
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25 ¹ Plaintiff also alleges that he was treated unreasonably and subjected to excessive force by
26 security guards at a Winco Food Store. He has not, however, named the guards as defendants in this
matter.

ORDER TO SHOW CAUSE

1 plaintiff has a right to relief. Bell Atl. Corp. v. Twombly, 550 U.S. 544, 555 (2007).

2 Plaintiff has failed to identify the relief requested in this lawsuit. This omission is
3 important not only because it violates Fed. R. Civ. P. 8(a)(3), but also because the type of relief
4 suggested by the factual narrative is foreclosed. If, as appears to be the case, plaintiff is seeking
5 to stop or otherwise enjoin an on-going state criminal action, the Court will abstain from hearing
6 the case under Younger v. Harris, 401 U.S. 37, 40-41 (1971) (noting “national policy forbidding
7 federal courts to stay or enjoin pending state court proceedings except under special
8 circumstances”). To the extent plaintiff is seeking some other form of relief, he has not identified
9 the nature of the relief and has not raised a plausible inference that Kent Municipal Court could
10 be held liable in this action for the conduct of one of its judges acting in a judicial capacity.

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12 Plaintiff shall, within thirty (30) days of the date of this Order, show cause why the
13 above-captioned matter should not be dismissed for failure to specify the relief requested and/or
14 for failure to allege facts that give rise to a plausible inference that relief is warranted. If an
15 acceptable amended complaint is not filed within the time proscribed, this action will be
16 dismissed without prejudice. The Clerk of Court is directed to send a copy of this Order to
17 plaintiff and to note this Order to Show Cause for consideration on the Court’s calendar for
18 February 9, 2018.

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20 Dated this 5th day of January, 2018.

21 Robert S. Lasnik
22 Robert S. Lasnik
23 United States District Judge
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